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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Howard R. Longbrake  
Title: KNIFE SHARPENER APPARATUS  
Serial No.: 10/647,702 Filed: August 25, 2003  
Docket No.: 35457

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

This Response is in response to the Office action mailed July 29, 2004 in which the Examiner issued a Restriction Requirement. In response to the Restriction Requirement, applicant hereby elects the species of figure 2; the claims readable on figure 2 are as follows: 1, 2, 4, 5, 7, 8, 10-20, 27, 29, 30, 32, 34 and 35. This is to confirm that on August 9, 2004, applicant's undersigned counsel and the Examiner had a telephone conversation during which the Examiner agreed that figure 2 comprised an additional species which could be elected in response to the Restriction Requirement.

If there are any fees resulting from this communication, please charge the said fees to our Deposit Account No. 16-0820, Order No. 35457.

Respectfully submitted,  
PEARNE & GORDON LLP

By John P. Murtaugh  
John P. Murtaugh, Reg. No. 34226

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Date: 8-23-04

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below.

John P. Murtaugh  
Name of Attorney for Applicant(s)  
8-23-04 John P. Murtaugh  
Date Signature of Attorney